

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
STEPHEN F. GASS and DAVID S. D'ASCENZO

Date: July 21, 2004

**OFFICIAL**

Serial No.: 09/929,227

Examiner Boyer D. Ashley

Filed: August 13, 2001

Group Art Unit 3724

For: SPRING-BIASED BRAKE MECHANISM FOR POWER EQUIPMENT

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JUL 21 2004

To: Commissioner for Patents  
Attention: Examiner Boyer D. Ashley  
Group Art Unit 3724  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**RESPONSE TO THIRD RESTRICTION AND/OR ELECTION REQUIREMENT**

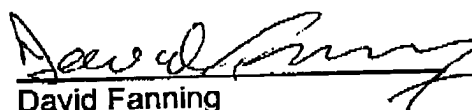
In response to the Office Action mailed July 1, 2004, applicant hereby elects what the Examiner identified as Group I - claims 3, 4, 6, 7, 9-12, and 27-30. Applicant further elects what the Examiner identified as Group A - claims 3 and 4. Applicant notes that claims 1 and 19 will be examined with the elected claims. Applicant further notes that this is the third restriction requirement and that this requirement was made after a first action on the merits. Applicant traverses the present restriction requirement because examining all the currently pending claims does not impose a serious burden. See, MPEP 811.

**CERTIFICATE OF FACSIMILE**

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office, Attention: Examiner Boyer D. Ashley, Group Art Unit 3724, to facsimile number: (703) 872-9306 on July 21, 2004.

  
David Fanning

Respectfully submitted,

  
David Fanning  
Registration No. 33,233  
SD3, LLC  
22409 S.W. Newland Road  
Wilsonville, Oregon 97070  
Telephone: (503) 638-6201  
Facsimile: (503) 638-8601  
Customer No. 27630

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